UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF NEW YORK

VIACOM INTERNATIONAL, INC., COMEDY PARTNERS, COUNTRY MUSIC. TELEVISION, INC., PARAMOUNT PICTURES CORPORATION, and BLACK ENTERTAINMENT TELEVISION, LLC, Plaintiffs, vs. YOUTUBE, INC., YOUTUBE, LLC, and GOOGLE, INC., Defendants.	NO. 07-CV-2103
THE FOOTBALL ASSOCIATION PREMIER LEAGUE LIMITED, BOURNE CO., et al., on behalf of themselves and all others similarly situated, Plaintiffs, vs. YOUTUBE, INC., YOUTUBE, LLC, and GOOGLE, INC., Defendants.	NO. 07-CV-3582

H I G H L Y C O N F I D E N T I A L

VIDEOTAPED DEPOSITION OF JONATHAN ROSENBERG

PALO ALTO, CALIFORNIA

FRIDAY, DECEMBER 4, 2009

JOB NO. 18170

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DECEMBER 4, 2009

10:05 a.m.

VIDEOTAPED DEPOSITION OF JONATHAN ROSENBERG, WILSON, SONSINI, GOODRICH & ROSATI, LLP, 601 Page Mill Road, Palo Alto, California pursuant to notice, and before me, ANDREA M. IGNACIO HOWARD, CLR, RPR, CRR, CSR License No. 9830.

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A P P E A R A N C E S:

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A P P E A R A N C E S (Continued.)

FOR THE DEFENDANTS YOUTUBE, INC., YOUTUBE, LLC and GOOGLE, INC.:

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ALSO PRESENT: Armando Carrasco, Videographer.

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10:12:55 A About three and a half hours.

10:12:56 Q And did counsel show you documents during the course of the three and a half hours?

10:13:00 A Yes.

10:13:00 Q Approximately how many documents did counsel show you?

10:13:07 A Two dozen.

10:13:09 Q What is your -- what is your current position at Google?

10:13:17 A I'm the senior vice president of product management.

10:13:20 Q And was that the same position you held since 2005?

10:13:26 A Since 2000 -- yeah.

10:13:28 Q In other words, you haven't changed functions since 2005?

10:13:33 A Correct.

10:13:33 Q Okay. And are you currently a member of the Operations Committee of the company?

10:13:42 A Yes.

10:13:42 Q And previously, when the Operations Committee was called the Executive Management Group, were you a member of that as well?

10:13:52 A Yes.

ROSENBERG, J.

11:00:20 Q Now, there is a function -- strike that.

11:00:22 There is an event that's part of Google

11:00:27 culture which is called the -- a GPS conference; isn't

11:00:30 that true?

11:00:31 A Yes.

11:00:31 Q And just -- could you identify for us what

11:00:35 the -- what does "GPS" stand for?

11:00:37 A I believe it stands for Google Product

11:00:39 Strategy.

11:00:40 Q And I take it, by virtue of your position,

11:00:44 you would have -- you attended or attend almost all

11:00:48 GPS meetings; is that correct?

11:00:53 A No.

11:00:55 Q Do you recall whether you attended a GPS

11:00:58 meeting on the topic of Google Video that occurred in

11:01:03 approximately May 2006?

11:01:05 MR. MANCINI: Objection; lacks foundation.

11:01:08 THE WITNESS: I believe I attended GPS

11:01:12 meetings related to Google Video. I do not recall

11:01:14 specific meetings, and I do not believe I attended all

11:01:20 the meetings.

11:01:20 MR. BASKIN: Q. Well, do you recall

11:01:23 attending a meeting, in and around the spring of 2006,

11:01:26 where Mr. Chane made a presentation to the GPS

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ROSENBERG, J.

11:01:34 regarding Google Video?

11:01:36 MR. MANCINI: Objection to form; and

11:01:37 objection; lacks foundation.

11:01:38 THE WITNESS: I recall being present when

11:01:43 Peter Chane presented information on Google Video. I

11:01:50 don't recall what meeting that was or when it was.

11:01:52 MR. BASKIN: Q. And do you recall a meeting

11:01:53 where Mr. Chane did that, that Mr. Schmidt was also

11:01:57 present?

11:01:59 A I --

11:01:59 MR. MANCINI: Objection to form; and

11:02:01 objection; lacks foundation.

11:02:02 THE WITNESS: I don't keep track of which of

11:02:03 the other executives are in these meetings. Eric is

11:02:07 not always at the meetings, and I'm not always at the

11:02:10 meetings.

11:02:10 MR. BASKIN: Q. The particular meeting where

11:02:12 Mr. Chane addressed the -- the meeting, do you recall

11:02:15 that Mr. Brin was present?

11:02:17 A No, I do not.

11:02:19 Q Now, as you sit here now, do you have any

11:02:28 substantive recollection of the GPS meeting -- the

11:02:35 subject of the GPS meeting in -- at which Mr. Chane

11:02:41 addressed the GPS?

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